

TTED STATES PATENT AND TRADEMARK OFFICE

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FORMALITIES LETTER

OC000000013078271

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/826,684

04/16/2004

Hugues F. Malandain

17116-004001

CONFIRMATION NO. 9582

26181 FISH & RICHARDSON P.C.

3300 DAIN RAUSCHER PLAZA MINNEAPOLIS, MN 55402

08/31/2004 EFLORES 00000020 10826684

770.00 OP 130.00 OP

Date Mailed: 06/28/2004

01 FC:1001 02 FC:1051 03 FC:1201 04 FC:1202

86.00 UP 432.00 OP

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

 Additional claim fees of \$518 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1418 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

• Total additional claim fee(s) for this application is \$518

■ \$86 for 1 independent claims over 3.

■ \$432 for 24 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

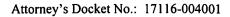
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hugues Malandain

Art Unit : Unknown

Serial No.: 10/826,684

Examiner: Unknown

Filed

: April 16, 2004

Title

: SUBCUTANEOUS SUPPORT

MAIL STOP MISSING PARTS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application under 37 CFR §1.53(b) mailed June 28, 2004 (copy enclosed), applicant as a large entity submits herewith the following:

- \times Payment of the basic filing fee of \$770;
- \boxtimes Payment of the additional/multiple dependent claims fees of \$518;
- \times Payment of the surcharge of \$130 for late filing of the basic filing fee and/or declaration;
- \mathbf{X} A check in the total amount of \$1418 is attached;
- \boxtimes A Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63;

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit Signature . Hernandez Typed or Printed Name of Person Signing Certificate Applicant: Hugues Malandain

Serial No.: 10/826,684 Filed: April 16, 2004

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It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Attorney's Docket No.: 17116-004001

Date: 8-25-04

Steven G. Bacsi Reg. No. 50,736

Fish & Richardson P.C. 500 Arguello Street, Suite 500 Redwood City, California 94063 Telephone: (650) 839-5070

Telephone: (650) 839-5070 Facsimile: (650) 839-5071

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